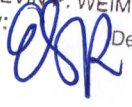


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FILED IN CLERK'S OFFICE
U.S.D.C. Atlanta

MAY 19 2025

KEVIN P. WEIMER, Clerk
By:  Deputy Clerk

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,
Plaintiff,

v.

Civil Action No. 1:24-cv-03583-VMC

DRIVE PLANNING, LLC, and
RUSSELL TODD BURKHALTER,
Defendants,

and

JACQUELINE BURKHALTER, et al.,
Relief Defendants.

RUSSELL TODD BURKHALTER
LETTER TO THE COURT REGARDING EXCHANGE OF PROMISSORY NOTES
Defendant Victoria M. Calvert,

I write to propose an efficient resolution concerning two unsecured promissory notes—one held by me, Mark Haye, and the other by Drive Planning, LLC.

I hold an unsecured note from Drive Planning, related to funds I invested that were used, in part, for real estate acquisition of my primary home. Likewise, Drive Planning holds an unsecured note from me, related to funds Drive Planning, LLC invested that were used, in part, for real estate acquisitions. Both notes are of approximately equal value and can be exchanged, effectively neutralizing the claims and avoiding further legal expense and delay.

Planning hold

Investor to Investor

approxim ately

This exchange would not impact discussions regarding commissions or investment returns, which should proceed through the appropriate claims process. The goal here is to reduce burdens on the Court, the Receivership Estate, and the investors by addressing a narrow, clearly defined obligation.

This approach is supported by principles applied in SEC v. Elliott, 953 F.2d 1560 (11th Cir. 1992), which emphasized equitable treatment of similarly situated claimants in receivership proceedings and endorsed pragmatic solutions that preserve estate assets.

approxim ately

I respectfully request the Court's consideration of this proposal and am available to provide further detail upon request.

Thank you for your time.



Respectfully,

approxim ately

Mark Haye

100 1st ave n., 203, st Petersburg, fl., 33701

7278047220

May 16, 2025

claimants in r

Respectfully,

approxim ately

Mark Haye

claimants in r

Respectfully,

approxim ately

Mark Haye

Haye
100 1st AVE N.

#203
St. Peter, FL 33701

Civil Action No: 1:24-CV-03583-VMC
Office of the Clerk
United States District Court
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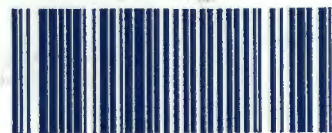
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